IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

LINDA BERGEY and JAMES R. BERGEY, SR.,

Plaintiffs,

vs. No. CIV-05-0536 MCA/WPL

BOY SCOUTS OF AMERICA
d/b/a PHILMONT SCOUT RANCH BSA,

Defendant.

MOTION FOR EXTENSION OF TIME TO SUBMIT PRETRIAL ORDER TO THE COURT

COMES NOW the Defendant, Boy Scouts of America, through its attorneys of record, Butt Thornton & Baehr PC, and moves the Court for an extension of time to June 30, 2006, submit the PreTrial Order to the Court. As grounds for its Motion, Defendant states as follows:

1. Under the Court's Scheduling Order, the deadline for the PreTrial Order is Monday, June 26, 2006. The extension sought is a four day extension to June 30, 2006.

2. The parties are holding a private settlement mediation on Wednesday, June 28, 2006. If the parties are able to resolve the matter through mediation, there will be no need for entry of the PreTrial Order.

3. The deadline for the PreTrial Order was originally set when trial in this case was scheduled in August 2006. The trial has since been rescheduled to October 2006.

4. Counsel for Plaintiff has been contacted and agrees to this extension.

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WHEREFORE the Defendant would respectfully request the Court grant an extension of the deadline for submission of the PreTrial Order to the Court to Friday, June 30, 2006.

Respectfully submitted,

BUTT THORNTON & BAEHR PC

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I hereby certify a true copy of the foregoing pleading was mailed to all counsel of record this 23rd day of June, 2006.

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